

AMENDED APPLICATION.

NO. 3687.

APPLICATION FOR PERMISSION TO CHANGE THE PLACE OF USE OF THE WATERS  
OF THE STATE OF NEVADA.

Date of first receipt and filing in State Engineer's Office, NOV.  
8, 1915.

Returned to applicant for correction NOV. 20, 1915.

Corrected application filed DEC. 24, 1915.

The undersigned, John L. Hylton of Lee, County of Elko, State of Nevada, hereby makes application to change the place of use of water heretofore appropriated and beneficially used, as hereinafter shown.

1. The source of the water supply of the supposed change is Smith Creek.

2. The quantity of water desired to be changed is one and six-tenths (1.6) cubic feet per second.

3. The water is to be used for irrigation of hay land.

4. The water is to be diverted from its source at the following point: The  $\frac{1}{4}$  section corner of the line between Sections 3 and 4 of Tp. 29 N.R. 56 E., M.D.B & M.

5. The existing point of diversion, (Manner of use under the former appropriation) is as follows: The  $\frac{1}{4}$  section corner on the line between Sections 3 and 4 in Tp. 29 N.R. 56 E., M.D.B & M.

6. The water herewith desired to be changed has been beneficially and continuously used upon the following described land:

The North-east quarter ( $NE\frac{1}{4}$ ) of the North-west quarter ( $NW\frac{1}{4}$ ); the North-west quarter ( $NW\frac{1}{4}$ ) of the North-west quarter ( $NW\frac{1}{4}$ ); the South-east quarter ( $SE\frac{1}{4}$ ) of the North-west quarter ( $NW\frac{1}{4}$ ); the South-west quarter ( $SW\frac{1}{4}$ ) of the North-west quarter ( $NW\frac{1}{4}$ ); the North-east quarter ( $NE\frac{1}{4}$ ) of the South-west quarter ( $SW\frac{1}{4}$ ); the North-west quarter of the South-west quarter ( $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ ); the South-east quarter ( $SE\frac{1}{4}$ ) of the South-west quarter ( $SW\frac{1}{4}$ ) Sec. 30 in Township Thirty (30) North, Range Fifty-six (56) East, M.D.B & M., as shown on the cultural maps on file in the office of the State Engineer and comprising seventy-seven &  $\frac{26}{100}$  (77.26) acres of land irrigated from the old Miller-Smith Creek ditch; and the North-east quarter ( $NE\frac{1}{4}$ ) of Section Thirty-one (31), Township Thirty (30) North, Range Fifty-six (56) East, M.D.B & M., containing one hundred twelve (112) acres heretofore irrigated by Smith Creek Ditch No. 1.

7. The number of acres heretofore irrigated is about six hundred (600) acres.

8. The number of acres to be irrigated is one hundred sixty (160) acres.

9. The water is to be changed from the  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$ ; the  $NW\frac{1}{4}$  of  $NW\frac{1}{4}$ ; the  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$ ; the  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ ; the  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$ ; the  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ , and the  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$ , in Township 30 North, Range 56 East, M.D.B & M., and the  $NE\frac{1}{4}$  of Section 31, Township 30 North, Range 56 East, M.D.B & M.

10. The description of the land proposed to be irrigated is as follows:

The North half ( $N\frac{1}{2}$ ) of the South-west quarter ( $SW\frac{1}{4}$ ) and the North half ( $N\frac{1}{2}$ ) of the Southeast quarter ( $SE\frac{1}{4}$ ) of Section Thirty-two (32), Township Thirty (30) North, Range Fifty-six (56) East, M.D.B & M.

11. That an estimated cost of the proposed work is Two Hundred (\$200) Dollars.

12. The estimated time required to construct the work is six months.

13. Irrigation will begin about April of each year and end about September of each year.



14. The water has been used heretofore during the months of April, May, June, July, August and September of each year.

15. Cultural maps of Mr. Hylton are on file in the State Engineer's office.

16. Sufficient additional water will be turned through the land from Smith Creek Ditch No. 1, into the old Miller-Smith Creek Ditch to irrigate the land.

JOHN L. HYLTON, Applicant,  
By Morley Griswold.

Compared *R.M. May*  
This sheet inspected  
Engineer                     

#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit grants a right to change the place of use of a portion of the water of Smith Creek as set forth in the claim of J. J. Hylton through Smith Creek Ditch No. 1 and shown in proof of appropriation No. 00359. 112 acres in the NE $\frac{1}{4}$  of Sec. 31, and 48 acres in the E $\frac{1}{2}$  of the SW $\frac{1}{4}$  of Sec. 30, all in T. 30 N. R. 56 E., M.D.B & M., making a total of 160 acres, is hereby deprived of the water of said Smith Creek and the same to be used on the N $\frac{1}{2}$  of the SW $\frac{1}{4}$  and the N $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Section 32, T. 30 N. R. 56 E., M.D.B & M. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed One & 6/10 (1.6) cubic feet per second.

Actual construction work shall begin on or before July 19, 1916.

Proof of commencement of work shall be filed before August 19, 1916.

Work must be prosecuted with reasonable diligence and be completed on or before January 19, 1917.

Application of water to beneficial use shall be made on or before January 19, 1921.

Proof of the application of water to beneficial use must be filed with State Engineer on or before February 19, 1921.

Map filed APR 19 1916

Proof of labor filed DEC 21 1916

Proof of completion of work filed DEC 29 1916

Proof of beneficial use filed APR 25 1917

WITNESS MY HAND AND SEAL this 19th,  
day of April, 1916.

*W. W. Kearney*  
State Engineer.

The time for filing proof of application of water to a beneficial use as granted by the within permit is herewith extended to and including June 4th, 1921.

Dated this 4th day of May, 1921.

*J. L. Seungman*  
State Engineer.

Compared *Wm. D. C. C.*

